

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

RONALD L. PORTER,) 1:01-CV-6302-SMS
)
Plaintiff,) ORDER DIRECTING DEFENDANT TO FILE
v.) OPPOSITION TO PLAINTIFF'S MOTION
) TO OBTAIN DUE PROCESS (DOC. 129)
SECRETARY OF THE NAVY,) NO LATER THAN DECEMBER 31, 2008
)
Defendants.) ORDER DIRECTING PLAINTIFF TO FILE
) ANY REPLY NO LATER THAN JANUARY
) 9, 2009

Plaintiff proceeded with counsel in this Court with an action pursuant to Title VII for damages and equitable and injunctive relief concerning alleged employment discrimination; judgment for Defendant was entered on January 11, 2005, and was affirmed by the Ninth Circuit Court of Appeals. The appellate court's mandate issued on or about May 21, 2007. Plaintiff now proceeds pro se in connection with efforts on the part of the Defendant to collection of the amount of costs taxed against Plaintiff.

On December 8, 2008, Plaintiff served and filed a motion concerning Defendant's attempts to recover costs that was entitled, "Motion to Obtain Constitutional Right to Due Process and Uphold Separation of Powers." (Doc. 129.) A hearing on the

1 motion is set for January 16, 2008.

2 Defendant IS DIRECTED to file notice of non-opposition or
3 opposition to the motion, complete with all pertinent legal
4 authorities, no later than December 31, 2008.

5 If Plaintiff chooses to file a reply, the reply shall be
6 filed no later than January 9, 2009.

7
8 IT IS SO ORDERED.

9 Dated: December 17, 2008

/s/ Sandra M. Snyder
UNITED STATES MAGISTRATE JUDGE